

**HOUSE JOURNAL****TENTH DAY**

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**MORNING SESSION**

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Scott Daniels.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: January 23, 2001

The Senate passed, as amended, **S.B. 11**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - DRIVERS LICENSE, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 25**, UTAH PROFESSIONAL ATHLETIC COMMISSION ACT, by Senator P. Suazo, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 16**, TEACHER QUALITY AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 11**, **Sub. S.B. 25**, and **S.B. 16**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker: January 23, 2001

The Senate passed, **H.B. 184**, PUBLIC UTILITIES AMENDMENTS -- REPEAL, by Representative D. Ure, et al, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communication filed. **H.B. 184** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 23, 2001

The Business, Labor, and Economic Development Committee recommends **H.B. 73**, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS, by Representative J. Buffmire, be replaced and favorably recommends **1st Sub. H.B. 73**, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 228**, UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, by Representative L. Pace; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 15**, REPEAL OF COMMISSIONERS OF DEEDS PROVISIONS, by Senator B. Evans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 81**, ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS, by Representative C. Saunders.

Kathrine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business, Labor, and Economic Development committee were adopted.

**Sub. H.B. 73, H.B. 228, S.B. 15, and H.B. 81**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILLS****SCHOOL BUILDING NEEDS**

**H.B. 120**

*David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY PROVIDING FOR A CAPITAL FACILITIES PROGRAM THAT WOULD REQUIRE NEW PUBLIC SCHOOLS FINANCED BY THE ISSUANCE OF CERTAIN CAPITAL FACILITIES GENERAL OBLIGATION BONDS TO BE BUILT TO ACCOMMODATE NO MORE THAN 600 STUDENTS AT THE ELEMENTARY SCHOOL LEVEL, NO MORE THAN 900 STUDENTS AT THE MIDDLE OR JUNIOR HIGH LEVEL, AND NO MORE THAN 1,200 STUDENTS AT THE HIGH SCHOOL LEVEL. THE ACT PROVIDES FOR THE ISSUANCE OF \$100,000,000 IN GENERAL OBLIGATION BONDS TO

HELP FUND THE PROGRAM. THE ACT REQUIRES SCHOOL DISTRICTS TO MATCH MONIES THEY WOULD RECEIVE FROM THE ISSUANCE OF THE BONDS ON A SEVEN TO THREE BASIS. THE ACT TAKES EFFECT JULY 1, 2001, read the first time by short title and referred to the Rules Committee.

#### **MANAGEMENT AND DEVELOPMENT OF SCHOOL TRUST LANDS**

##### **H.B. 121**

*Michael R. Styler*

THIS ACT MODIFIES PROVISIONS RELATED TO SCHOOL AND INSTITUTIONAL TRUST LANDS BY REQUIRING THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION AND DEPARTMENT OF NATURAL RESOURCES TO ENTER INTO A MEMORANDUM OF AGREEMENT ALLOWING THE DEPARTMENT OF NATURAL RESOURCES TO CONSULT AND COLLABORATE WITH THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION ON STRATEGIES TO PROTECT CRITICAL WILDLIFE HABITAT AND THE MANAGEMENT OR DEVELOPMENT OF TRUST LANDS WITHIN OR ADJACENT TO STATE PARKS, read the first time by short title and referred to the Rules Committee.

#### **ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS**

##### **H.B. 122**

*David Ure*

THIS ACT MODIFIES THE UTAH CODE OF CRIMINAL PROCEDURE BY RESTRICTING THE USE OF ADMINISTRATIVE TRAFFIC CHECKPOINTS, read the first time by short title and referred to the Rules Committee.

#### **RENTAL APPLICATION FEES**

##### **H.B. 123**

*Greg J. Curtis*

THIS ACT MODIFIES THE REAL ESTATE CODE TO ALLOW A LANDLORD TO CHARGE A FEE IN CONNECTION WITH AN APPLICATION FOR RENTAL. THE ACT SETS CERTAIN RESTRICTIONS WITH RESPECT TO THE FEE AND PROVIDES FOR A PRIVATE RIGHT OF ACTION, read the first time by short title and referred to the Rules Committee.

#### **PENALTIES FOR SOLICITING MINORS**

##### **H.B. 181**

*Duane E. Bourdeaux*

THIS ACT MODIFIES THE CRIMINAL CODE TO CREATE THE OFFENSE AND PENALTY REGARDING SOLICITING A MINOR FOR

SEXUAL ACTIVITY AND AN ENHANCED PENALTY FOR THE OFFENSE OF TRAVELING FOR THE PURPOSE OF ENGAGING IN A SEXUAL ACTIVITY WITH A MINOR, read the first time by short title and referred to the Rules Committee.

#### **USE OF MOBILE PHONES IN VEHICLES**

**H.B. 182**

*Kory M. Holdaway*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO PROHIBIT, WITH EXCEPTIONS, THE USE OF MOBILE PHONES AND OTHER DEVICES WHILE OPERATING A MOTOR VEHICLE. THIS ACT PROVIDES PENALTIES, read the first time by short title and referred to the Rules Committee.

#### **REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE**

**H.B. 185**

*Loraine T. Pace*

THIS ACT MODIFIES THE HEALTH CODE. THIS ACT REPEALS THE MAMMOGRAPHY QUALITY ASSURANCE COMMITTEE, MAKES CONFORMING CHANGES, AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

#### **APPROPRIATION TO MUSEUM IN OGDEN'S DINOSAUR PARK**

**H.B. 260**

*Gerry A. Adair*

THIS ACT APPROPRIATES \$200,000, FOR FISCAL YEAR 2001-02 ONLY, TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR USE IN THE CONSTRUCTION OF A MUSEUM IN OGDEN'S DINOSAUR PARK. THE ACT MAKES THE APPROPRIATION NONLAPSING AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

#### **RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE**

**H.C.R. 5**

*LaWanna Shurtliff*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH AND FUND A NEVADA TEST SITE FALLOUT HEALTH EFFECTS SUBCOMMITTEE AND A NEVADA

TEST SITE FALLOUT HEALTH INFORMATION NETWORK TO STUDY THE EFFECTS OF FALLOUT FROM THE NEVADA TEST SITE, read the first time by short title and referred to the Rules Committee.

### **THIRD READING CALENDAR**

**S.B. 99**, REVISOR'S STATUTE, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 99**.

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**S.J.R. 4**, JOINT RULES RESOLUTION - REVISIONS TO APPROPRIATIONS SUBCOMMITTEES, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.J.R. 4**.

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**S.J.R. 1**, JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.J.R. 1**.

### **UNFINISHED BUSINESS**

On motion of Representative Hatch, the House voted to uncircle **S.J.R. 4**.

**S.J.R. 4**, JOINT RULES RESOLUTION - REVISIONS TO APPROPRIATIONS SUBCOMMITTEES, was before the House on its final passage.

**S.J.R. 4** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox

Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

**Absent or not voting were:** Representatives

Curtis	Dillree	Swallow	Tyler
Ure			

**S.J.R. 4** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Hatch, the House voted to uncircle **S.B. 99**.

**S.B. 99**, REVISOR'S STATUTE, was before the House on its final passage.

**S.B. 99** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King

Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

**Absent or not voting were:** Representatives

Curtis	Dillree	Swallow
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**S.B. 99** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**THIRD READING CALENDAR**

**S.B. 5, DISASTER RELIEF APPROPRIATIONS REPEAL**, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 5**.

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**S.B. 14, ACCOUNTS OF POLITICAL SUBDIVISIONS - REPEAL**, read the third time by short title and placed on its final passage.

**S.B. 14** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan

Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

**Absent or not voting were:** Representatives

Curtis	Dillree	Swallow
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**S.B. 14** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 18**, REPEAL OF DEFINITION OF LAW, read the third time by short title and placed on its final passage.

**S.B. 18** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens



**Absent or not voting were:** Representatives

Curtis Swallow Ure

**S.B. 18** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 13, REPEAL OF ATTORNEYS AND COUNSELORS PROVISIONS**, read the third time by short title and placed on its final passage.

Representative Daniels declared a conflict of interest because he is an attorney and president elect of the state bar.

**S.B. 13** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

**Absent or not voting were:** Representatives

Curtis Swallow Ure

**S.B. 13** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 6**, REPEAL OF 1933 UTAH CODE REVISION STATUTES, read the third time by short title and placed on its final passage.

**S.B. 6** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

**Absent or not voting were:** Representatives

Curtis	Swallow	Ure
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**S.B. 6** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 10**, SUNSET REAUTHORIZATIONS, read the third time by short title and placed on its final passage.

**S.B. 10** then passed on the following roll call:

**Yeas, 70; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	G. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	Holladay
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

**Voting in the negative was:** Representative

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**Absent or not voting were:** Representatives

Bourdeaux	Curtis	Swallow	Ure
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**S.B. 10** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 9**, REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF CERTAIN FACILITIES COMPLETED, read the third time by short title and placed on its final passage.

**S.B. 9** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	G. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	Holladay
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

**Absent or not voting were:** Representatives

Alexander	Bourdeaux	Curtis	Swallow
Ure			

**S.B. 9** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### **MISCELLANEOUS BUSINESS**

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### **UNFINISHED BUSINESS**

On motion of Representative Dayton, the House voted to uncircle **H.R. 3**.

**H.R. 3**, HOUSE RULE - DECLARATION OF CONFLICT OF INTEREST, was before the House on its final passage.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 1, Line 22:  
After “matter” insert “and the conflict has been disclosed on the legislator’s conflict of interest form”

On motion of Representative Tyler, the bill was amended as follows:

2. Page 1, Line 17:  
Delete “shall” and insert “should”

**H.R. 3**, as amended, then passed on the following roll call:

**Yeas, 43; Nays, 30; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

Adair	Alexander	S. Allen	Barrus
Becker	Bennion	Beshear	Bradshaw
Bryson	Buffmire	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Duckworth
Garn	Goodfellow	Hansen	Harper
Hatch	Hogue	Holdaway	Holladay
B. Johnson	Jones	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Peterson	Saunders	Siddoway
Styler	Thompson	Throckmorton	Tyler
Way	Winn	M. Stephens	

**Voting in the negative were:** Representatives

Aagard	Anderson	Arent	Beck
Bigelow	Biskupski	Bourdeaux	Bowman
Bush	G. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Fife	Gowans	Hendrickson	King
Pace	Parker	Philpot	Ray
Seitz	Shurtliff	G. Snow	Urquhart
Wallace	Young		

**Absent or not voting were:** Representatives

Swallow	Ure
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**H.R. 3**, as amended, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### THIRD READING CALENDAR

**H.B. 26**, CRIMINAL RESTITUTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the House voted to circle **H.B. 26**.

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**H.B. 75**, NAVAJO REVITALIZATION FUND, read the third time by short title and placed on its final passage.

Representative Fife declared a conflict of interest because his grandson is half navajo.

Representative D. Clark declared a conflict of interest because of employment.

**H.B. 75** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	G. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

**Absent or not voting were:** Representatives

Alexander	Beck	Beshear	Bourdeaux
G. Snow			

**H.B. 75** transmitted to the Senate for its consideration.

**INTRODUCTION OF BILL**  
**VOLUNTARY CONTRIBUTIONS ACT**

**H.B. 179***Chad E. Bennion*

THIS ACT MODIFIES LABOR LAW AND ELECTION LAW TO ADDRESS ISSUES RELATED TO LABOR ORGANIZATIONS PARTICIPATION IN CAMPAIGNING AND ELECTIONS. THIS ACT REQUIRES LABOR ORGANIZATIONS TO ESTABLISH A SEPARATE FUND FOR POLITICAL PURPOSES AND ESTABLISHES REGISTRATION AND DISCLOSURE REQUIREMENTS FOR THE FUND. THIS ACT ESTABLISHES CRIMINAL PENALTIES. THIS ACT PROHIBITS PUBLIC EMPLOYEES FROM AUTHORIZING PAYROLL DEDUCTIONS TO A LABOR ORGANIZATION'S POLITICAL FUND OR PAC. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker:

January 24, 2001

The Law Enforcement and Criminal Justice Committee recommends **H.B. 74**, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS, by Representative G. Cox, be replaced and favorably recommends **1st Sub. H.B. 74**, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 67**, PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE, by Representative D. Hogue; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 230**, SEARCH WARRANT AMENDMENT, by Representative D. Bowman, and recommends it be placed on the Consent Calendar.

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**Sub. H.B. 74** and **H.B. 67**, read the second time by short title and placed on the calendar for third reading.

**H.B. 230** read the second time by short title and placed on the Consent Calendar.

**NOTICE OF BILL TABLED**

Mr. Speaker: January 24, 2001

The Law Enforcement and Criminal Justice Committee has tabled **H.B. 8**, REPEAL OF UTAH STATE DEFENSE FORCE ACT, by Representative N. Hendrickson, and has returned it to the Rules Committee.

DeMar "Bud Bowman, Chair

Report filed. **H.B. 8**, returned to the Rules Committee.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 24, 2001

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 226**, PROOF OF HUNTER EDUCATION, by Representative M. Styler; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 189**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 227**, HUNTER SAFETY AMENDMENTS, by Representative M. Styler, with the following amendments:

1. Page 1, Line 17:  
After line 17 insert the following:  
"(B) a mountain goat hunt."  
Renumber remaining subsections accordingly.
2. Page 2, Line 38:  
After "muzzle-loader," insert "mountain goat."

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 226**, **H.B. 189**, and **H.B. 227**, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 24, 2001

The Transportation Committee reports a favorable recommendation on **H.B. 92**, SPAY AND NEUTER LICENSE PLATE, by Representative J. Biskupski; and



The Transportation Committee reports a favorable recommendation on **H.B. 76**, MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, by Representative D. Bush, and recommends it be placed on the Consent Calendar.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 92**, read the second time by short title and placed on the calendar for third reading.

**H.B. 76**, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker: January 24, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 93**, EXPUNGEMENT OF CERTAIN FELONY RECORDS, by Representative N. Hendrickson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 82**, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, by Representative J. Seitz.

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

**H.B. 93** and **H.B. 82**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2001

The Education Committee reports a favorable recommendation on **H.B. 64**, TUITION WAIVERS FOR WARDS OF THE STATE, by Representative R. Siddoway, with the following amendments:

1. Page 2, Line 28:  
After "53B-1-102" insert  
"and any public institution that offers postsecondary education in consideration of the payment of tuition or fees for the attainment of

educational or vocational objectives leading to a degree or certificate, including business schools, technical schools, applied technology centers, trade schools, and institutions offering related apprenticeship programs"; and

The Education Committee reports a favorable recommendation on **H.B. 197**, WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY, by Representative K. Bryson.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**H.B. 64**, as amended, and **H.B. 197**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2001

The Health and Human Services Committee reports a favorable recommendation on **H.B. 83**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, with the following amendments:

1. Page 1, Line 7:  
Delete "separate database system for" and insert "separation of"
2. Page 2, Lines 52- 53:  
After "(e)" delete lines 52 through 53, and insert "maintain a separation of reports that are without merit in the system to identify the cases apart from substantiated cases and, where necessary, provide restricted access to the without merit cases."
3. Page 4, Line 120:  
After line 120 insert:  
"(c) For purposes of this Subsection (5)(a) and Subsections 62A-4a-116.5(3) and 62A-4a-116.5(4) "court of competent jurisdiction" means a court of record."
4. Page 5, Line 121:  
Bracket "(c)" and insert "(d)"
5. Page 5, Line 141:  
Bracket "(d)" and insert "(e)"

6. Page 7, Line 209:  
After “force” reinstate “,if necessary,” and after “child” reinstate “.”  
and delete the remainder of line 209
7. Page 7, Lines 210 and 211:  
Delete lines 210 and 211; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 224**, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, by Representative M. Throckmorton, with the following amendments:

1. Page 3, Line 62 and 63:  
After “neglect,” bracket “the probation department” and delete “and”
2. Page 3, Line 67 :  
After “finding” delete “that” insert “as to what” and after “efforts” delete “including family preservation”
3. Page 3, Line 68:  
Delete “family counseling, or youth services” and after “attempted” delete “and have failed”; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 232**, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, by Representative M. Throckmorton; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 33**, MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE, by Senator G. Davis.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

**H.B. 83**, as amended, **H.B. 224**, as amended, and **H.B. 232**, read the second time by short title and placed on the calendar for third reading.

**S.B. 33**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

#### MISCELLANEOUS BUSINESS

On motion of Representative Hogue, the House voted to reconsider its action on **H.B. 192**.

### RECONSIDERATION OF H.B. 192

**H.B. 192**, SUBPOENA POWER AMENDMENTS, was before the House upon its final passage.

On motion of Representative Hendrickson, the House voted to circle **H.B. 192**.

### THIRD READING CALENDAR

**H.J.R. 2**, RESOLUTION ON SOCIAL SECURITY, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to circle **H.J.R. 2**.

\* \* \*

**H.B. 52**, UNEMPLOYMENT INSURANCE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 52** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
G. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Jones	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

**Absent or not voting were:** Representatives

Alexander	Beck	Buffmire	Ferrin
King	Swallow		

**H.B. 52** transmitted to the Senate for its consideration.

#### **RULES COMMITTEE REPORT**

Mr. Speaker: January 24, 2001

The Rules Committee recommends that the following resolution be considered read for the second time and placed at the top of the Third Reading Calendar:

**H.J.R. 7** Resolution on Compensation of In-session Employees  
(M. Dillree)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

#### **RULES COMMITTEE REPORT**

Mr. Speaker: January 24, 2001

The Rules Committee recommends that, under suspension of the rules, the following resolution be lifted from the Government Operations Committee, be considered read for the second time and placed on the Third Reading Calendar for a time certain at 10:30 a.m., Friday, January 26, 2001.

**H.C.R. 1** Resolution for a Day of Remembrance (M. Styler)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

#### **RULES COMMITTEE REPORT**

Mr. Speaker: January 24, 2001

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

#### **BUSINESS, LABOR AND ECONOMIC DEVELOPMENT**

**H.B. 95** Regulations of Pawn Shops (J. Murray)

**1st Sub. S.B. 25** Utah Professional Athletic Commission Act (P. Suazo)

#### **EDUCATION**

**H.B. 179** Voluntary Contributions Act (C. Bennion)

**S.B. 16** Teacher Quality Amendments (D. Steele)

**GOVERNMENT OPERATIONS**

**H.C.R. 4** Resolution on Centennial of Daughters of Utah Pioneers  
(C. Bennion)

**HEALTH AND HUMAN SERVICES**

**H.B. 89** Rural Pharmacy Changes (L. Pace)  
**H.B. 104** Mental Health Professional Financial Assistance Grants  
(S. Allen)  
**H.B. 257** Mandatory Child Protective Service Requirements  
(M. Throckmorton)

**JUDICIARY**

**H.B. 252** Judiciary Amendments (A.L. Tyler)  
**H.B. 253** Juvenile Expungement (S. Daniels)  
**H.B. 258** Criminal Sentencing Amendments (S. Daniels)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 238** Criminal Penalty for Committing Offense When Using  
Body Armor (D. Bourdeaux)

**PUBLIC UTILITIES AND TECHNOLOGY**

**H.B. 244** Modifying the Electric Deregulation and Customer  
Choice Task Force (T. Hatch)  
**H.B. 255** Interlocal Cooperative Entities Related to Natural Gas  
(D. Peterson)

**REVENUE AND TAXATION**

**H.B. 98** Enterprise Zone Amendments (B. Johnson)

**TRANSPORTATION**

**H.B. 249** Public Transit Districts (M. Dillree)  
**S.B. 11** Electronic Government Services Amendments - Drivers  
License (D. Steele)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules  
Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Garn, the House voted to adjourn until January  
25, 2001, at 10:00 a.m.

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